

## Message Text

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ACTION DLOS-04

INFO OCT-01 IO-11 ISO-00 ACDA-05 AGR-05 AID-05 CEA-01

CEQ-01 CG-00 CIAE-00 CIEP-01 OFA-01 COME-00 DODE-00

DOT-00 EB-07 EPA-01 ERDA-05 FEAE-00 FMC-01 TRSE-00

H-02 INR-07 INT-05 JUSE-00 L-03 NSAE-00 NSC-05 NSF-01

OES-03 OMB-01 PA-01 PM-04 PRS-01 SP-02 SS-15 USIA-06

SAL-01 AF-06 ARA-06 EA-07 EUR-12 NEA-10 /147 W

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FM USMISSION GENEVA

TO SECSTATE WASHDC 8023

C O N F I D E N T I A L GENEVA 0897

E.O. 11652: GDS

TAGS: PLOS

SUBJECT: EVENSEN TALKS ON MARINE SCIENTIFIC RESEARCH

REF: (A) GENEVA 0804, (B) GENEVA 0844

1. SUMMARY. EVENSEN GROUP DISCUSSIONS ON MARINE SCIENTIFIC RESEARCH COMPLETED SECOND READING ON ARTICLES 1 THROUGH 33 OF SNT AND FIRST READING OF ARTICLES 34 THROUGH 36. EVENSEN WILL PRODUCE NEW TEXT BASED ON DISCUSSIONS AND PLANS TO RECONVENE GROUP TO REVIEW TEXT DURING FIRST WEEK OF NEW YORK SESSION.

2. IN DISCUSSIONS HELD FEBURARY 2 THROUGH 6, EVENSEN GROUP REVIEWED DRAFT OF TEXT PREPARED BY EVENSEN (ARTICLES 1 THROUGH 33 OF SNT). DISCUSSION ON ARTICLE 1 (DEFINITION) COVERED OLD GROUND WITH PERU, CHILE, AND BRAZIL, AGAIN RAISING SATELLITE ISSUE, ALTHOUGH THEY STATED THAT THEY WOULD BE WILLING TO LEAVE TEXT AS IS SO LONG AS IT WAS UNDERSTOOD THAT SATELLITES COVERED. MOST DELEGATIONS, HOW-  
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EVER, TOOK POSITION THAT CHAPTER WOULD NOT COVER SATELLITES.

3. FOLLOWING CURSORY REVIEW OF ARTICLES 2 THROUGH 13 OF EVENSEN TEXT, GROUP FOCUSED DISCUSSION ON ARTICLE 14. DISCUSSION DIVIDED BETWEEN SUPPORTERS OF PERUVIAN PROPOSAL (REFTEL A), WHO ARGUED THAT ONE COULD NOT DISTINGUISH BETWEEN RESOURCE-RELATED AND NONRESOURCE-RELATED RESEARCH, AND SUPPORTERS OF THE TWO TYPES OF RESEARCH. ALTHOUGH PERUVIAN PROPOSAL WAS AT FIRST FAVORABLY RECEIVED, THE TREND IN THE GROUP SOON SHIFTED BACK TO THE DISTINCTION BETWEEN TYPES OF RESEARCH, ESPECIALLY WHEN IT WAS UNDERSTOOD THAT EVEN PERU'S TEXT MADE A DISTINCTION. IN COURSE OF DISCUSSION, KENYA (NJENGA) PROPOSED ADDING A NEW CATEGORY TO ARTICLE 19 OF PERUVIAN DRAFT--QUOTE (F) THE PROJECT INVOLVES THE INSTALLATION OF PERMANENT FIXTURES ON SEABED END QUOTE--AND NIGERIA (OGUNDERE) ADDED THAT THE LIST NOT BE EXHAUSTIVE. NIGERIA, HOWEVER, ACTIVELY PARTICIPATED IN DEBATE OVER DISTINCTION WHEN MODERATE LATINS (LED BY MEXICO), EUROPEANS, AND SOVIETS SWUNG DISCUSSION AWAY FROM PERUVIAN DRAFT.

4. SOVIET INTERVENTION ON DEFINITIONS FOR TWO TYPES OF RESEARCH, REPORTED REFTL (B), DID NOT PRODUCE ANY PUBLIC REACTION, OTHER THAN FROM U.S. AND PRELIMINARY SUPPORT FROM CANADA AND MEXICO, AS A RESULT OF EVENSEN'S SULLING.

5. DISCUSSIONS ON ARTICLES 15 THROUGH 21 PRODUCED NO SURPRISES. ON ARTICLE 22 MEXICO REINTRODUCED ITS PROPOSAL FOR CONCILIATION WITH THE COASTAL STATE RETAINING ITS RIGHT OF REFUSAL; PERU STATED ITS WILLINGNESS TO ACCEPT DISPUTE SETTLEMENT AS PART OF THE PACKAGE IT INTRODUCED (AND ADDED THAT IF PACKAGE WERE NOT ACCEPTED IT WOULD SUPPORT MEXICAN PROPOSAL); THE USSR INTRODUCED A PROCEDURE PURSUANT TO WHICH EITHER PARTY MAY SUBMIT A QUOTE DISPUTE FOR SETTLEMENT IN ACCORDANCE WITH ... (PROCEDURE BE TO BET FORTH) SO THAT THE DISPUTE BE SETTLED BY THE SCHEDULED DATE OF COMMENCEMENT OF THE RESEARCH PROJECT UNLESS THE PARTIES CONCERNED AGREED OTHERWISE END QUOTE.

6. ARTICLES 23 TO 30 WERE REVIEWED QUICKLY DURING FINAL CONFIDENTIAL

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MORNING SO AS TO PROVIDE FIRST READING ON RESPONSIBILITY AND LIABILITY. DISCUSSION WAS MRELY RESTATEMENT OF PREVIOUSLY HELD POSITIONS.

7. AT END OF DAY EVENSEN TURNED TO QUESTION OF FUTURE WORK. THERE WAS GENERAL AGREEMENT, DESPITE RESERVATIONS OF U.K. AND FRANCE, THAT EVENSEN SHOULD PRODUCE NEW TEXTS ON POLLUTION AND MSR. EVENSEN SAID HE WOULD MAKE

EVERY EFFORTS TO DISTRIBUTE NEW TEXTS PRIOR TO FEBURARY 21  
BUT CAUTIONED THAT THIS WAS NOT PROBABLE. EVENSEN REQUESTED  
VIEWS ON HIS PROPOSED MEETING TO DISCUSS ISSUE OF LL/GDS.  
THERE WAS GENERAL SUPPORT FOR THE MEETING, ALTHOUGH  
NUMEROUS RESERVATION WERE EXPRESSED AS TO THE PROPOSED  
DATES. MOST SPEAKERS EXPRESSING RESERVATIONS INDICATED  
DESIRE TO ENSURE ADEQUATE LEVEL OF REPRESENTATIVES.  
SEVERAL REPS EXPRESSED DOUBTS THAT TYE MEETING WOULD PRODUCE  
CONCRETE RESULTS. NJENGA AND AGUILLAS STRESSED GHAT  
REGIONAL GROUPS HAD CONSIDRED ISSUE, AND GREAT WEIGHT  
SHOULD BE GIVEN TO THEIR DECISIONS. NJENGA SUGGESTED  
POSSIBILITY OF MEETING BETWEEN EVENSEN AND LL/GDS REPS  
PRIOR TO FULL SCALE MEETING. EVENSEN'S SUGGESTION THAT  
GROUP MEET DURING FIRST WEEK OF CONFERENCE AND DECIDE  
ON FUTURE ACTIVITIES OF GROUP WAS ALSO ACCEPTED. MANY  
STRESSED GROUP SHOULD CONTINUE MEETING THROUGHOUT N.Y.  
SESSION OF THE CONFERENCE, WHILE FRANCE AND USSR IMPLIED  
THAT FUTURE WORK SHOULD BE LIMITED. PHELAN

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